

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

-----X  
BIOPLUS SPECIALTY PHARMACY :  
SERVICES, INC., :  
 :  
Plaintiff, :  
 :  
v. :  
 :  
B.O.P. PHARMACY, INC., :  
 :  
Defendant. :  
-----X

**ORDER**

18-CV-3370 (WFK)

**WILLIAM F. KUNTZ, II, United States District Judge:**

IT IS HEREBY ORDERED that Defendant's motion to dismiss the Amended Complaint for failure to state a claim, ECF No. 36, is hereby DENIED. It is further ordered Plaintiff's motion for a preliminary injunction, ECF No. 41, is hereby DENIED. The Court has scheduled a five-day trial in the above-captioned action to begin on Monday, August 26, 2019 at 9:00 A.M. in Courtroom 6H North before the Honorable William F. Kuntz, II.

**SO ORDERED.**

s/WFK

HON. WILLIAM F. KUNTZ, II  
United States District Judge

Dated: February 19, 2019  
Brooklyn, New York